

**DEPARTMENT OF SOCIAL SERVICES**

744 P Street, Sacramento, California 95814



October 20, 1999

ALL-COUNTY LETTER NO. 99- 91

TO: ALL COUNTY WELFARE DIRECTORS  
ALL IHSS PROGRAM MANAGERS**REASON FOR THIS TRANSMITTAL**

- ☒ State Law Change
- ☐ Federal Law or Regulation Change
- ☐ Court Order or Settlement Agreement
- ☐ Clarification Requested by One or More Counties
- ☐ Initiated by CDSS

**SUBJECT: “DOLLAR CAP” REMOVAL FOR CONTRACTOR AND HOMEMAKER RESIDUAL CASES**

This All-County Letter (ACL) is to provide counties with information on Assembly Bill (AB) 1682. AB 1682 contains many provisions that will be addressed by separate ACLs. This ACL addresses the change to the Welfare and Institutions Code section 12303.4, that may affect current and future In-Home Supportive Services (IHSS) recipients and their providers. For residual recipients served in either the Contract or Homemaker mode, this bill has eliminated the wage rate formula for determining maximum service hours, which was known as the “dollar cap”. A recipient’s maximum monthly amount of service is no longer dependent upon the mode of service delivery. Through the enactment of this new legislation, an unmet need may be reduced or eliminated for Contract and Homemaker mode residual cases.

Recipients that have an unmet need eliminated with this bill may be eligible for retroactive payments for that unmet need. A separate ACL will be forthcoming that will address this issue.

**CASE MANAGEMENT, INFORMATION AND PAYROLLING SYSTEM (CMIPS) RESPONSIBILITY**

CMIPS and Electronic Data Systems (EDS) have administered the work plans necessary for the implementation of AB 1682, which contains a provision to eliminate the so-called dollar cap. All necessary programming has been completed.

- CMIPS has been programmed to allow for a maximum of 195 hours for residual Non-Severely Impaired (NSI) Homemaker, Contract, and Mixed mode cases, and to allow for a maximum of 283 hours for residual Severely Impaired (SI) cases that are Homemaker mode, Contract mode, and Mixed mode cases.
- CMIPS will produce a Notice of Action (NOA) for the affected recipients.

- CMIPS produced Exception Ad Hoc reports broken out by Social Worker and District Office for Mixed mode cases, time limited cases, leave, and terminated cases that were not automated.
- CMIPS allows for counties to increase to the maximum hours on the RELB screen M-line and Provider PELG F-line with a begin date that is no earlier than October 1, 1999.
- CMIPS programming extends the end date to October 31, 1999 if there is an end date prior to October 1, 1999 and produces a one-time report for the counties that lists the records that were changed.
- CMIPS programming has providers in E, I, or L status with an open-ended F-line end date remain open-ended after conversion.
- CMIPS programming gives recipients with "old" Share of Cost (SOC) dates new segments with unchanged SOC dates.
- CMIPS programming provides a PELG screen soft edit that will not allow the keying of hours above 195 for NSI Contractor and Homemaker modes and 283 hours for SI Contractor and Homemaker modes on eligibility segments with dates after October 1, 1999.
- CMIPS programming provides a RELB screen soft edit that will not allow the keying of hours above 195 for NSI Contractor and Homemaker modes and 283 hours for SI Contractor and Homemaker modes on eligibility segments with dates after October 1, 1999.

## **COUNTY RESPONSIBILITY**

Even though the CMIPS programming changes will be transparent to the county, the Contract mode counties need to inform the contractors to serve any unmet need cases to the legally mandated maximum number of hours. The contractor should maintain a record of all additional unmet need hours paid.

If you have questions, you may contact your Operations and Technical Assistance Analyst at (916) 229-4000.

Sincerely,

***Original Signed By  
Donna L. Mandelstam  
On October 20, 1999***

**DONNA L. MANDELSTAM**  
Deputy Director  
Disability and Adult Programs Division